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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA  
 ex rel. PEGGY THORNTON, Relator,

and

PEGGY THORNTON,

Plaintiffs,

vs.

PORTOLA DEL SOL OPERATOR, LLC,  
 14 a foreign limited-liability company;  
 TMIF II PORTOLA, LLC, a foreign limited-  
 15 liability company; APARTMENT  
 MANAGEMENT CONSULTANTS, LLC,  
 16 a foreign limited liability company, and  
 RENE RICHARDSON, as AGENT of  
 17 PORTOLA DEL SOL OPERATOR, LLC.,

Defendants.

Case No.: 2:21-cv-01123-APG-BNW

**STIPULATION AND ORDER TO  
 EXTEND DEADLINE FOR TMIF II  
 PORTOLA, LLC TO FILE REPLY IN  
 SUPPORT OF MOTION TO DISMISS  
 FOR FAILURE TO STATE A CLAIM  
 FOR RELIEF [ECF 38]**

**[First Request]**

Under Local Rules IA 6-1 and 7-1, Defendant TMIF II Portola, LLC (“TMIF”) and Plaintiff Peggy Thornton (“Thornton”), by and through their attorneys, hereby agree, stipulate, and respectfully request that the Court extend the deadline for TMIF to file the Reply in Support of its Motion to Dismiss for Failure to State a Claim for Relief (“Reply”) from April 13, 2023, up to and including April 27, 2023.

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1 In support of this Stipulation, the parties state as follows:

2 1. On June 14, 2021, Thornton filed this action under seal in the United States District  
3 Court for the District of Nevada, asserting a single claim for alleged violations of the False Claims  
4 Act. (ECF No. 1).

5 2. The parties thereafter agreed to extend the deadline for TMIF to respond to  
6 Thornton's Complaint from March 10, 2023 to March 24, 2023. (ECF No. 30).

7 3. On March 23, 2023, TMIF filed its Motion to Dismiss for Failure to State a Claim  
8 for Relief. (ECF No. 38).

9 4. On April 6, 2023, Thornton filed her Opposition to TMIF's Motion to Dismiss for  
10 Failure to State a Claim for Relief ("Opposition"). (ECF No. 42).

11 5. In her Opposition, Thornton attached new documents in support of her Opposition.  
12 (ECF No. 42).

13 6. TMIF's counsel needs additional time to review and discuss Thornton's new  
14 documents with TMIF and prepare an appropriate response to Thornton's Opposition.

15 7. This is TMIF's first request to this Court for an extension of time to respond to  
16 Thornton's Opposition, the request is in good faith and not for the purposes of delay, and the  
17 requested extension will not prejudice any party.

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8. The parties stipulate and request that the Court extend the deadline for TMIF to file its Reply from April 13, 2023, up to and including April 27, 2023.

DATED this 10th day of April, 2023.

NEVADA LEGAL SERVICES, INC.

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**IT IS SO ORDERED.**

  
UNITED STATES DISTRICT JUDGE

DATED: April 11, 2023